GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Labour Factories Boilers and Insurance Medical Services Department – The Andhra Pradesh Shops and Establishments Act, 1988 – Granting of Exemption to the Best Price Modern Wholesale, Walmart India Private Limited stores located at Visakhapatnam, Rajahmundry, Vijayawada, Guntur, Tirupati and Kurnool to open the Best Price Stores during 11 P.M. to 6 A.M to perform the loading and unloading of stocks/materials, receiving the stocks/ materials, palletization & display of stocks and night billing – Exemption from Section 15 of the A.P Shops and Establishments Act, 1988 for a period of One (1) year – Orders – Issued.

LABOUR FACTORIES BOILERS AND INSURANCE MEDICAL SERVICES (Lab-I) DEPARTMENT

G.O.Ms.No.3 **Dated:14.02.2022.**

Read the following:

1. From the Special Commissioner of Labour, A.P., Vijayawada, Lr. No. B/3761950/2020, Dt:18.03.2021, received on 25.05.2021.
2. Govt. Memo.No.1418880/Lab.I/A1/21, LFB &IMS (Lab.I) Deptt, Dated:03.08.2021.
3. From the Special commissioner of Labour, Vijayawada, Letter No.I/3761950/2020, Dated:18.01.2022.

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ORDER:

In the reference 1st read above, the Special Commissioner of Labour, Andhra Pradesh has stated that the Management, M/s. Walmart India Pvt. Ltd., New Delhi has requested the Government to permit them to open the Best Price Stores during I1 P.M. to 6 A.M located at 6 places Visakhapatnam, Rajahmundry, Vijayawada, Guntur, Tirupati and Kurnool to perform the loading and unloading of stocks/materials, receiving the stocks/ materials, palletization & display of stocks and night billing through the Walmart. Further stated that Walmart India private Limited is in wholesale cash & carry trading in the name and style of Best Price Modern Wholesale. The Best Prices Store can make sales only to its registered business members for commercial/business/institutional purposes. The categories of their members include businesses, Kiranas, Government offices, army, police, paramilitary forces, hospitals, institutions etc. The Best Price Store has been registered under the Andhra Pradesh Shops & Establishment Act, 1988.

2. After careful examination, the Government have decided to permit the Management, Walmart India Pvt. Ltd. to open the Best Price Stores during 11 P.M. to 6 A.M located at 6 places Visakhapatnam, Rajahmundry, Vijayawada, Guntur, Tirupati and Kurnool to perform the loading and unloading of stocks/materials, receiving the stocks/ materials, palletization & display of stocks and night billing through the Walmart under Section 15 of Andhra Pradesh Shops and Establishments Act, 1988 for a period of one year with effect from the date of issue of the notification in the A.P State Gazette, subject to the conditions mentioned in the notification.

3. The exemption granted in the notification of this order shall be revoked at any time without prior notice or assigning any reason if warranted in public interest and safety.

4. Accordingly, the following notification will be published in the extraordinary issue of the Andhra Pradesh State Gazette:

NOTIFICATION

In exercise of the powers conferred under sub-section (4) of section 73 of the Andhra Pradesh Shops and Establishments Act, 1988 (Act No.20 of 1988), the Government of Andhra Pradesh hereby grants exemption to the

Best Price Modern Wholesale, Walmart India Private Limited to open the Best Price Stores during 11 P.M. to 6 A.M located at 6 places Visakhapatnam, Rajahmundry, Vijayawada, Guntur, Tirupathi and Kurnool to perform the loading and unloading of stocks/materials, receiving the stocks/ materials, palletization & display of stocks and night billing through the Walmart under Section 15 of APSE Act, 1988 for a period of One (1) year with effect from the date of issue of the notification in the Andhra Pradesh State Gazette subject to the following conditions namely:-

i. The daily working hours of the employee shall be 8 hours and weekly 48 hours. Record of Over time will be maintained in respect or the employees who work beyond normal hours, in the Wage Register, separately.
ii. Every employee will be allowed a Weekly Holiday as per the list exhibited (Form 24) at the main entrance of the shop.
iii. If the employees found working on any Holiday or after normal duty hours without proper indent for Overtime, the exemption granted will be liable for cancellation.
iv. No women employee shall engage during 11.00 PM to 6.00 AM.
v. If majority of the workers oppose the exemption on the ground of violation of Labour Laws and consequent exploitation, the exemption will be liable for cancellation.
vi. Every employee shall be given compensatory holiday or additional compensation in lieu of attending duty by him/her on a notified national/ festival holiday with wages under provision, to sub section (20) of section 31 of the APSE Act, 1988 if they work on notified holidays.
vii. The organization shall obtain Bio-Data of each driver and conduct pre employment screening of the antecedents of all drivers employed on their own or through outsourcing. The details of such as driving license, photographs, address, Telephone No /Mobile No etc., of the drivers shall be available with the respective companies.
viii. Compulsory /Statutory every employee shall be provided with identity cards and all other welfare measures to which they are eligible as per the rules in force.
ix. It is desirable that the company shall randomly check the vehicles on various routes and ensure their safety etc.
x. Company shall have a control room/Travel desk for monitoring vehicle movements and necessary records maintained to this effect.
xi. The leaves allowed shall not be less than the statutory leaves prescribed.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To
The Commissioner of Printing and Stationery, Andhra Pradesh, Vijayawada.
The Special Commissioner of Labour, Andhra Pradesh, Vijayawada.
Copy to:
The Management, M/s. Walmart India Private Limited,
Regd. Office: E-20, 1st & 2nd Floor, Hauz Khas Main
Market, New Delhi-110 016.
The P.S to Special Chief Secretary to Government, LFB&IMS Department.
The P.S to Hon'ble Minister (LFB&IMS).
Sf/Sc

//Forwarded::By Order//

Section Officer